

DT16 Rec'd PCT/PTO JUN 20 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :

Alain RIONDEL et al.

Group Art Unit: Unassigned

Serial No.: ~~09/889,665~~ or 09/889,699 *pol* :

Examiner: Unassigned

Filed: July 20, 2001 :

Title: METHOD FOR MAKING AQUEOUS SOLUTIONS OF UNSATURATED  
QUATERNARY AMMONIUM SALTS

REPLY TO NOTICE OF ABANDONMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

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SIR:

The application serial number granted by the Patent and Trademark Office for this application is 09/889,665. A copy of the filing receipt is attached.

Applicants have received a Notice of Missing Requirements dated August 29, 2001, and a Notice of Abandonment dated May 31, 2002, listing the application number as 09/889,699. It is believed that this PTO error has resulted in the improper abandonment discussed below. Clarification of the correct serial number is respectfully requested.

The application was abandoned for the alleged failure to timely file a reply to the Notice to File Missing Parts mailed on August 29, 2001.

A reply to the Notice to File Missing Parts was filed on September 25, 2001. A copy of the reply filed on September 25, 2001 is attached along with a copy of the postcard and the cancelled checks by the Patent and Trademark Office.

A Notice of Abandonment was issued on May 31, 2002, stating that no reply was received.

Applicants have complied with all outstanding requirements as of September 25, 2001, and it is submitted that the holding of abandonment is in error. Withdrawal thereof is respectfully requested.

Respectfully submitted,



Csaba Henter (Reg. No. 50,908)

Harry B. Shubin (Reg. No. 32,004)

Attorneys for Applicant(s)

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.

Arlington Courthouse Plaza I, Suite 1400

2200 Clarendon Boulevard

Arlington, Virginia 22201

(703) 812-5331 [Direct Dial]

(703) 243-6410 [Facsimile]

Internet Address: henter@mwzb.com

**Filed: June 20, 2002**

HBS/CH(pdr)K:\ATOCM\200 TO 299\220\PEPLY TO REVIVE.DOC



UNITED STATES PATENT AND TRADEMARK OFFICE JUN - 4 2002

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/889,699 <del>09/889,605</del> 09/889699		Alain Riondel	ATOCM 220

CONFIRMATION NO. 7408

23599  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
2200 CLARENDON BLVD.  
SUITE 1400  
ARLINGTON, VA 22201

**ABANDONMENT/TERMINATION  
LETTER**



\*OC00000008213250\*

*Revival w/o Delay (F) - 6/30/02  
w/callup - 6/7/02 J*

Date Mailed: 05/31/2002

**NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)**

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 08/29/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice MUST be returned with the reply.*

ACTION

DUE DATE

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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*DKT'd 6/11/02-HR*

09/889699  
SERIAL NO. ~~09889665~~

DOCKET NO. ATOCM 220

FILED 20 JULY 2001

APPLICANT(S) RIONDEL, Alain, et al

THE PATENT AND TRADEMARK OFFICE STAMP HEREON ACKNOWLEDGES  
RECEIPT OF THE FOLLOWING PAPERS:☐ FILED BY CERTIFICATE OF MAILING ON: \_\_\_\_\_☒ CHECK NO. 21972 FOR \$ 130.00☐ STATEMENT OF USE☒ MISSING REQMTS RESPONSE W/DE☐ ISSUE FEE☐ AMENDMENT☐ DECLARATION UNDER § \_\_\_\_\_☐ RESPONSE ☐ ELECTION☐ INFORMATION DISCLOSURE☐ NOTICE OF APPEAL☐ PTO 1449 W/ \_\_\_\_\_ REFS.☐ APPEAL BRIEF (TRIPPLICATE)☐ \_\_\_\_\_ SHEETS OF DRAWINGS☐ TRANSLATION☐ COPY OF MISSING REQMTS ACTION☐ EXTENSION OF TIME ( \_\_\_\_\_ )☐ RENEWAL APPLICATION☐ PRIORITY DOCUMENT(S)☐ LETTER TO DRAFTSMAN☐ VERIFIED STATEMENT(S) UNDER 37 C.F.R. 1.9 AND 1.27☒ ASSIGNMENT WITH RECORDATION COVER SHEET AND CHECK NO. 21971 FOR \$40.00  
OTHER \_\_\_\_\_

:jmm

Dkt'd 9/15/01-LR

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IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

International Application No. : PCT/FR00/00123  
International Filing Date : 20 JANUARY 2000  
U.S. Serial No. : ~~09/889,665~~ 09/889,699  
Deposit Date U.S. Nat'l Phase : 20 JULY 2001  
Priority Date(s) Claimed : 21 JANUARY 1999  
Applicant(s) : RIONDEL, Alain, et al.  
Title: METHOD FOR MAKING AQUEOUS SOLUTIONS OF UNSATURATED QUATERNARY AMMONIUM SALTS

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. § 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Commissioner for Patents  
Box PCT  
Washington, D.C. 20231  
Sir:

In response to the Notification of Missing Requirements mailed 29 AUGUST 2001, attached is a Declaration and Power of Attorney for Patent Application which has been executed by the inventors, as well as a copy of the Notification.

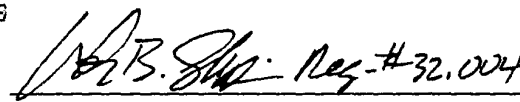
The Surcharge of \$130.00 for providing the Declaration later than 30 months from the original priority date is attached.

The Patent and Trademark Office is authorized to deduct any additional fees from, or credit any overpayments to, counsel's deposit account No. 13-3402, a copy of this paper being attached.

Respectfully submitted,

09/09/2002 SNAJARRO 00000103 133402 09889699  
01 FC:154 130.00 CH

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I. William Millen Reg. No. 19, 544  
Attorney for Applicants  
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
Arlington Courthouse Plaza I  
2200 Clarendon Boulevard, Suite 1400  
Arlington, Virginia 22201  
Direct Dial: 703-812-5325  
Facsimile: 703-243-6410  
Internet Address: millen@mwzb.com

Filed: 25 SEPTEMBER 2001

FORM PTO-1619  
Expires 06/30/99



U.S. Department of Commerce  
Patent and Trademark Office  
**PATENT**

## RECORDATION FORM COVER SHEET PATENTS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

### Submission Type

- ☒ New  
☐ Resubmission (Non-Recordation)  
☐ Document ID #   
☐ Correction of PTO Error  
☐ Reel #  Frame #   
☐ Corrective Document  
☐ Reel #  Frame #

### Conveyance Type

- ☒ Assignment  
☐ License  
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☐ Security Agreement  
☐ Change of Name  
☐ Other

### U.S. Government

(For Use ONLY by U.S. Government Agencies)

- ☐ Departmental File ☐ Secret File

### Conveying Party(ies)

☒ Mark if additional names of conveying parties attached

Name (line 1)

Execution Date  
Month Day Year

Name (line 2)

### Second Party

Name (line 1)

Execution Date  
Month Day Year

Name (line 2)

### Receiving Party

☐ Mark if additional names of receiving parties attached

Name (line 1)

Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

### Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

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Address (line 3)

Address (line 4)

### FOR OFFICE USE ONLY

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

09/09/2002 ENCLOSURE 000000003 132/02 050000000

02 FC:501

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<b>Correspondent Name and Address</b>		<b>Area Code and Telephone Number</b>	(703) 243-6333
Name <input type="text" value="Millen, White, Zelano &amp; Branigan, P.C."/>			
Address (line 1) <input type="text" value="Arlington Courthouse Plaza I"/>			
Address (line 2) <input type="text" value="Suite 1400"/>			
Address (line 3) <input type="text" value="2200 Clarendon Blvd."/>			
Address (line 4) <input type="text" value="Arlington, Virginia 22201"/>			

**Pages** Enter the total number of pages of the attached conveyance document including any attachments #

**Application Number(s) or Patent Number(s)** ☐ Mark if additional numbers attached.  
*Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).*

Patent Application Number(s)			Patent Number(s)		
<input type="text" value="09/889,665"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor. Month Day Year

**Patent Cooperation Treaty (PCT)**  
Enter PCT application number only if a U.S. Application Number as not been assigned.

PCT <input type="text"/>	PCT <input type="text"/>	PCT <input type="text"/>
PCT <input type="text"/>	PCT <input type="text"/>	PCT <input type="text"/>


**Number of Properties** Enter the total number of properties involved. #

**Fee Amount** Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment: Enclosed ☒ Deposit Account ☐  
**Deposit Account**  
Enter for payment by deposit account or if additional fees can be charged to the account.)  
Deposit Account Number: #

Authorization to charge additional fees: Yes ☒ No ☐

**Statement and Signature**  
*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.*

Julianne M. Murray		
Name of Person Signing	Signature	Date







MILLEN, WHITE, ZELANO & BRANIGAN, P.C.  
PATENT OFFICE FEES ACCOUNT  
2200 CLARENDON BOULEVARD, SUITE 1400  
ARLINGTON, VIRGINIA 22201

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\$40.00

Forty Dollars and 00 Cents.

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ATOCM 220

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PATENT OFFICE FEES ACCOUNT  
2200 CLARENDON BOULEVARD, SUITE 1400  
ARLINGTON, VIRGINIA 22201

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13-10-0001  
09-27-2001  
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09-27-2001  
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U.S. TREASURY

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JC05 Rec'd PCT/PT 20 JUL 2001

U.S. NATL. PHASE OF PCT/FR00/00123 FILED 20 JANUARY/2001

APPLICANT(S) : RIONDEL, Alain, et al. 09/889669  
DEPOSITED : 20 JULY 2001 09/889665  
TITLE : METHOD FOR MAKING AQUEOUS SOLUTIONS OF  
UNSATURATED QUATERNARY AMMONIUM  
SALTS  
MILLEN, WHITE, ZELANO &  
BRANIGAN, P.C. DOCKET NO. ATOCM 220

U. S. SERIAL NO.

FILED WITHOUT DECLARATION

☒ YES ☐ NO

jmm

DETD  
8/1/01  
[Signature]

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Attorney Docket Number: ATOCM 220

**DECLARATION FOR PATENT APPLICATION**

*AA 1412*

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD FOR MAKING AQUEOUS SOLUTIONS OF UNSATURATED QUATERNARY AMMONIUM SALTS**

the specification of which

☐ is attached hereto

☒ was filed on 20 JANUARY 2000 as United States Application Number or PCT International Application Number PCT/FR00/00123 and (if applicable) was amended on \_\_\_\_\_

I hereby authorize our attorneys to insert the serial number assigned to this application.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 USC §119			
APPLICATION NO.	COUNTRY	DAY/MONTH/YEAR FILED	PRIORITY CLAIMED
99/00,642	FRANCE	21 JANUARY 1999	YES

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION(S) UNDER 35 U.S.C. §119(e)	
APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under 35 U.S.C. §120 of any United States application, or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

PRIOR U.S./PCT INTERNATIONAL APPLICATION(S) DESIGNATED FOR BENEFIT UNDER 37 U.S.C. §120		
APPLICATION NO.	FILING DATE	STATUS — PATENTED, PENDING, ABANDONED

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith: I. William Millen (19,544); John L. White (17,746); Anthony J. Zelano (27,969); Alan E.J. Branigan (20,565); John R. Moses (24,983); Harry B. Shubin (32,004); Brion P. Heaney (32,542); Richard J. Traverso (30,595); John A. Sopp (33,103); Richard M. Lebovitz (37,067); John H. Thomas (33,460); Catherine M. Joyce (40,668); Nancy J. Axelrod (44,014); James T. Moore (35,619); James E. Ruland (37,432); Jennifer J. Branigan (40,921) and Robert E. McCarthy (46,044)

Send Correspondence to Customer Number 23599



23599

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of sole or first inventor (given name, family name)	
Alain RIONDEL	
Signature <i>Alain Riondel</i>	Date <i>September 3, 2001</i>
Residence Forbach, France	Citizenship France
Post Office Address 74, rue Nationale, F-57600 Forbach, France	
Full Name of additional joint inventor (given name, family name)	
Gilles HERBST	
Signature <i>Gilles Herbst</i>	Date <i>September 3, 2001</i>
Residence Spicheren, France	Citizenship France
Post Office Address 24, rue Saint-Laurent, F-57350 Spicheren, France	
Full Name of additional joint inventor (given name, family name)	
Marc ESCH	
Signature <i>Marc Esch</i>	Date <i>September 3, 2001</i>
Residence Freyding-Merlebach, France	Citizenship France
Post Office Address 23, rue Goethe, F-57800 Freyding-Merlebach, France	
Full Name of additional joint inventor (given name, family name)	
Signature	Date
Residence	Citizenship
Post Office Address	
Full Name of additional joint inventor (given name, family name)	
Signature	Date
Residence	Citizenship
Post Office Address	

☐ Additional joint inventors are named on separately numbered sheets attached hereto.

# ASSIGNMENT

ATTY. DOCKET NO.:

ATOCM 220

WHEREAS the below named inventor (if only one inventor is named below) or inventors (if plural inventors are named below) hereinafter referred to as the ASSIGNOR invented a certain improvement relating to

## METHOD FOR MAKING AQUEOUS SOLUTIONS OF UNSATURATED QUATERNARY AMMONIUM SALTS

- ☐ for which an application for Letters Patent to be filed in the United States Patent and Trademark Office was executed on even date.
- ☐ for which U.S. Application Serial No. \_\_\_\_\_ for Letters Patent was filed in the U.S. Patent and Trademark Office on \_\_\_\_\_
- ☒ for which an International Application was filed on 20 JANUARY 2000 as PCT/FR00/00123, designating the United States.

AND WHEREAS  
 ATOFINA  
 4/8, cours Michelet  
 F-92800 Puteaux, France

hereinafter referred to as the ASSIGNEE, is desirous of acquiring the entire right, title, and interest in and to said invention and application, including any and all divisions and continuations thereof, and any and all Letters Patent which may be granted thereon, including any and all renewals, reissues, reexaminations and extensions thereof.

NOW, WITNESSETH that for good and valuable consideration, the receipt whereof is hereby acknowledged, ASSIGNOR hereby assigns, sells, and transfers to ASSIGNEE, its assigns and legal representatives, the entire and exclusive right, title and interest in and to said invention and application, including any and all divisions and continuations thereof, and any and all Letters Patent which may be granted therefor, including any and all renewals, reissues, reexaminations and extensions thereof, and in and to any and all priority and/or convention rights or benefits accruing or to accrue with respect to the filing or securing of patents in the United States and/or any countries foreign thereto, SAID ASSIGNEE, its assigns and legal representatives to have, hold, exercise, and enjoy said invention and application, including any and all divisions and continuations thereof, and any and all Letters Patent which may be granted therefor, including any and all renewals, reissues, reexaminations and extensions thereof, with all the rights, powers, privileges and advantages in anywise arising from or appertaining thereto, for and during the term or terms of any and all such Letters Patent when granted, including any and all renewals, reissues, reexaminations and extensions thereof, for the use and benefit of ASSIGNEE and its assigns and legal representatives, in as ample and beneficial a manner to all intents and purposes as the ASSIGNOR might or could have held and enjoyed the same, if the assignment had not been made.

AND ASSIGNOR hereby agrees to execute all papers that may be necessary to file applications in the United States and foreign countries for said invention and to assign the same to said ASSIGNEE, its assigns and legal representatives and to execute any other papers that may be needed in connection with filing said applications and securing Letters Patents thereon.

AND ASSIGNOR authorizes and requests the Commissioner of Patents and Trademarks to issue a Letters Patent on said application, and on any and all divisions and continuations thereof, to ASSIGNEE, its assigns and legal representatives, in accordance herewith.

The undersigned hereby grant(s) the law firm of Millen, White, Zelano & Branigan, P.C. the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

IN TESTIMONY WHEREOF this assignment is executed by ASSIGNOR.

201	FULL NAME OF SOLE OR FIRST NAMED INVENTOR	INVENTOR'S SIGNATURE	DATE
	Alain RIONDEL	<i>Alain Riondel</i>	<i>September 3, 2001</i>
202	FULL NAME OF SECOND JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
	Gilles HERBST	<i>Gilles Herbst</i>	<i>September 3, 2001</i>
203	FULL NAME OF THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
	Marc ESCH	<i>Marc Esch</i>	<i>September 3, 2001</i>
204	FULL NAME OF FOURTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
205	FULL NAME OF FIFTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
206	FULL NAME OF SIXTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
207	FULL NAME OF SEVENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
208	FULL NAME OF EIGHTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
209	FULL NAME OF NINTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
210	FULL NAME OF TENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
211	FULL NAME OF ELEVENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
212	FULL NAME OF TWELFTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE